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INVESTIGATIVE SUMMARY

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INVESTIGATIVE SUMMARY

CASE NUMBER: IV 2274973

SUBJECT(S): Orlando Denison, Deputy, [redacted]

STATION/UNIT/BUREAU: PDC-South Facility/Custody Operations Division

DATE/TIME/DAY: July 16, 2010, 2200-0200 hours, Friday

LOCATION: [redacted]

SYNOPSIS:

On July 16, 2010, Deputy Orlando Denison, (Subject Denison) took his [redacted] along with his cousins to the beach. Subject Denison took all of the [redacted] back to his residence and put the [redacted] to bed but allowed a [redacted] (Victim), to stay up with him to watch movies. The [redacted] refers to Subject Denison as "Uncle" although he is her [redacted], but she was adopted and is no blood relation.

Subject Denison began to give the victim alcohol and the victim said she got intoxicated. Subject Denison proceeded to sexually molest the victim by orally copulating her and having the victim perform oral sex on him. The victim told the Long Beach Police Department Investigators she felt something penetrate her but she was sure no intercourse took place. The victim also had bruising on her breasts, but she said the subject did not use force. The victim stated the acts were wrong and she told him "No," on numerous occasions.

> **IAB Note: For the complete victim and subject statements, see the attached copy of the Long Beach Police Department investigation included in the IAB case book as Exhibit A.**

The case was investigated by the Long Beach Police Department and a criminal filing was obtained. An arrest warrant was issued for Subject Denison by the District Attorney from Long Beach Court on May 5, 2011 for 2 counts of 288a (B)(1), Oral Copulation with a person under the age of 18.

> **IAB Note: A copy of the District Attorney Felony Complaint (NA088848) is included in the IAB case book as Exhibit B.**

INTERNAL AFFAIRS BUREAU
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Subject Denison was relieved of duty on October 1, 2010, while the investigation was conducted. He was served with an 18.01 letter on June 1, 2011, relieving him of duty without pay. **Copies of 18.01, and his relieved of duty paperwork will be included in the Miscellaneous section of the case book.** Subject Denison [redacted] January 20, 2012.

> **IAB Note: A copy of Subject Denison's [redacted] is included in the IAB case book as Exhibit C.**

On March 13, 2012, Subject Denison pleaded "No Contest" to one count of 288a (B)(1) p.c., a Felony and was sentenced to five years Felony Probation and to serve one year in the county jail. He was immediately remanded into custody by Judge Richard R. Romero, Department E, Long Beach Court.

> **IAB Note: A certified copy of the Court Minute Order is included in the IAB case book as Exhibit D.**

STATEMENT SUMMARIES:

For complete statements and witnesses, refer to Exhibit A, the Long Beach Police Departments Investigation.



Leroy D. Baca, Sheriff

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169




[redacted]

May 10, 2011

Deputy Orlando Denison, #[redacted]

Dear Deputy Denison:

Pursuant to Rule 18.01 of the Los Angeles County Civil Service Rules, you are hereby notified that it is the intention of the Sheriff's Department to suspend you without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department, for up to thirty (30) days beyond judgement of a criminal charge pending against you.

The investigation being conducted under File Number IAB #2274973 may result in further administrative proceedings.

An investigation was conducted by the Long Beach Police Department. On May 5, 2011, as a result of this investigation, two (2) Felony counts were filed against you in the Los Angeles Superior Court, by the District Attorney's Office, Case #NA088848. The complaint states as follows:

****COUNT 1****

On or between July 16, 2010 and July 17, 2010, in the County of Los Angeles, the crime of ORAL COPULATION OF A PERSON UNDER 18, in violation of PENAL CODE SECTION 288a(b)(1), a Felony, was committed by ORLANDO DENISON, who did unlawfully participate in an act of oral copulation with [redacted] a person under the age of eighteen years.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code section 1202.1."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

*****

****COUNT 2****

On or between July 16, 2010 and July 17, 2010, in the County of Los Angeles, the crime of ORAL COPULATION OF A PERSON UNDER 18, in violation of PENAL CODE SECTION 288a(b)(1), a Felony, was committed by ORLANDO DENISON, who did unlawfully participate in an act of oral copulation with [redacted] a person under the age of eighteen years.

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*****

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1.

Willful refusal to provide the samples and impressions is a crime.

NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.

NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR.

You may respond to the intended action orally or in writing. In the event that you choose to respond orally to these charges, you have already been scheduled to meet with Chief Dennis Burns on May 31, 2011 at 0930 hours, in his office, which is located at 450 Bauchet Street, Room E801, Los Angeles, California 90012. If you are unable to appear at the scheduled time and wish to schedule some other time *prior* to May 31, 2011, for your oral response, please call Chief Burn's secretary at [redacted] for an appointment.

If you choose to respond in writing, please call Chief Burn's secretary to cancel your scheduled appointment, and send your response to the facts contained in this letter to Chief Burn's office *by no later than* May 31, 2011.

Pursuant to Rule 16.01 of the Los Angeles County Civil Service Rules, effective immediately, you are on paid administrative leave which will continue during the fifteen (15) business days you have to respond to the intended action or until the conclusion of your pre-suspension hearing.

Failure to respond to this Letter of Intent within fifteen (15) business days will be considered a waiver of your right to respond and will result in the imposition of the suspension indicated herein.

The decision to proceed with this action was based solely upon the criminal charges enumerated in this letter. There are no additional materials for review. Should you have any questions regarding this action, you may contact the Internal Affairs Bureau at (323) 890-5300.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Joseph M. Gooden, Captain
Internal Affairs Bureau

JMG:CMJ:cj

c: Advocacy Unit
Employee Relations Unit
Chief Dennis Burns
Internal Affairs Bureau
Office of Independent Review (OIR)
(IAB #2274973)



County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



LEROY D. BACA, SHERIFF

June 1, 2011

Deputy Orlando Denison, [redacted]

Dear Deputy Dension:

On May 10, 2011, you were served with a Letter of Intention indicating your right to respond to the Sheriff's Department's intent to suspend you without pay, as reported under File Number IAB 2274973.

You did exercise your right to respond. However, after review and consideration of the response submitted to support your position, your Division Chief determined that the recommended action is appropriate.

Pursuant to Rule 18.01 of the Los Angeles County Civil Service Rules, you are hereby notified that effective close of business on May 31, 2011, you were suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department, for up to thirty (30) days beyond judgement of a criminal charge against you.

The administrative investigation being conducted under File Number 2274973 may result in further administrative proceedings.

An investigation was conducted by the Long Beach Police Department. On May 5, 2011, as a result of this investigation, two (2)Felony counts were filed against you in the Los Angeles Superior Court, by the District Attorney's Office, Case #NA088848. The complaint states as follows:

****COUNT 1****

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NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.

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NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR.

If you desire, within fifteen (15) business days from the date of service of this notice of suspension, you may request a hearing on these charges before the Los Angeles County Civil Service Commission, 222 North Grand Avenue, Los Angeles, California 90012.

Copies of Rules 4.02, 4.05 and 18.01 of the Los Angeles County Civil Service Rules, which explain the suspension process and your appeal rights directly to the Civil Service Commission are attached for your convenience.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Paul K Tanaka

PAUL K. TANAKA
ASSISTANT SHERIFF

Note: Attached for your convenience are excerpts of the applicable area of the Civil Service Rules.

PKT:JMG:md

c: Advocacy Unit
Dennis H. Burns, Chief, Custody Operations Division
Internal Affairs Bureau
Personnel Administration
Office of Independent Review (OIR)
Pitchess Detention Center - South Facility/ Personnel File
File Number (2274973)